

HOUSE OF REPRESENTATIVES TRUST FUND RE-CREATION STAFF ANALYSIS

BILL #: PCB APC 14-01 Trust Funds/Re-creation/Federal Grants

SPONSOR(S): Appropriations Committee

TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
Orig. Comm.: Appropriations Committee		Kramer	Leznoff

I. SUMMARY

Section 19(f), Article III of the State Constitution requires that all newly created trust funds terminate not more than four years after the initial creation unless re-created. This provision also requires that trust funds be created or re-created by a three-fifths vote of the membership in each house of the Legislature in a separate bill for the sole purpose of creating or re-creating that trust fund. The Federal Grants Trust Fund was created in the Executive Office of the Governor effective July 1, 2011 in Ch. 2011-65, Laws of Florida, and is scheduled to terminate on July 1, 2015.

This legislation re-creates the Federal Grants Trust Fund in the Executive Office of the Governor without modification, effective July 1, 2014, provided that it is enacted by three-fifths of the membership of both houses of the Legislature.

II. SUBSTANTIVE ANALYSIS

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Section 19(f), Article III of the State Constitution requires that all newly created trust funds terminate not more than four years after the initial creation unless re-created. This provision also requires that trust funds be created or re-created by a three-fifths vote of the membership in each house of the Legislature in a separate bill for the sole purpose of creating or re-creating that trust fund. The Federal Grants Trust Fund was created within the Executive Office of the Governor effective July 1, 2011 by chapter 2011-65, Laws of Florida in s. 14.235, F.S. and is scheduled to terminate on July 1, 2015..

2. BRIEF DESCRIPTION OF THE FUND'S USES OR PURPOSES:

The trust fund is used to disburse Federal Emergency Management Agency (FEMA) funds for disasters. Funds can be used for preparedness, response, recovery and mitigation activities and projects.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

Funds credited to the trust fund consist of grants and funding from the Federal Government, interest earnings, and cash advances from other trust funds

4. TOTAL PROJECTED RECEIPTS INTO THE FUND AND CURRENT YEAR APPROPRIATIONS FROM THE FUND:

The total projected receipts into this fund for the current year are \$137,720,852 and current year appropriations from the fund are \$134,655,216.

B. EFFECT OF PROPOSED CHANGES:

The bill re-creates the Federal Grants Trust Fund within the Executive Office of the Governor without modification, effective July 1, 2014 and repeals the scheduled termination of the trust fund.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

This legislation has no fiscal impact on state agencies or state funds, on local governments as a whole or on the private sector. It simply re-creates, without modification, an existing state trust fund and continues the current use of the fund.

IV. COMMENTS

V. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES